

Acts of the Thirty-fourth Legislature as amended by Chapter 23 of the Acts of the Thirty-fifth Legislature and to amend Subdivisions 9, 75 and 80 of Article 30, Title 5 of the Revised Civil Statutes of the State of Texas, and to amend Chapter 104 of the laws passed by the Thirty-eighth Legislature approved March 21, 1923, and to reorganize the Seventy-fifth Judicial District of Texas and remove therefrom the county of Montgomery; and to reorganize the Ninth Judicial District of Texas and remove therefrom the counties of Hardin and Liberty, and to add thereto the county of Waller, and to remove said county of Waller from the Eightieth Judicial District of the State of Texas, and fixing the time of holding court in said Seventy-fifth, Ninth and Eightieth Judicial Districts, and providing for the continuance in office of the present district judges and district attorneys within certain limits, and validating process, bonds, recognizance and decrees issued and rendered under existing arrangements; and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

PRICE, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 19, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Insurance, to whom was referred S. B. No. 282
"An Act regulating the making of rates of premiums by fire insurance companies and companies writing workmen's compensation; providing that before the issuing of any policies by such companies they shall submit their rates of premiums to the Commissioner of Insurance and that said rates shall not take effect until approved by him; providing said commissioner may approve a system of schedule and experience or merit rating in workmen's compensation policies; requiring each company to uniformly apply the same rates to the same classification of risks but authorizing the approval of different competitive rates for

different companies and the same classifications, having due regard to the adequacy of the rates and the solvency of such company and authorizing the said commissioner to require all material facts under oath, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

RUSSEK, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 19, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on Insurance, to whom was referred

S. B. No. 282.

Have had the same under consideration, and beg leave to report it back with the recommendation that it do pass.

WARD.
FLOYD.

THIRTIETH DAY.

Senate Chamber,
Austin, Texas.

Friday, February 20, 1925.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Triplett.
Holbrook.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

Absent.

Stuart.

Absent—Excused.

Lewis.

Prayer by Dr. Jewett.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Davis.

Excused.

Senator Stuart was excused for today and tomorrow, on motion of Senator Berkeley, on account of important business.

Senator Ward was excused, indefinitely, on account of a death in his family, on motion of Senator Bailey.

S. B. No. 282 Ordered Printed.

Senator Moore of Cooke moved that S. B. No. 282 be printed on the minority committee report.

The motion was adopted by the following vote:

Yeas—16.

Bailey.	Pollard.
Berkeley.	Reid.
Bledsoe.	Smith.
Floyd.	Strong.
Hardin of Erath.	Triplett.
Hardin of Kaufman	Ward.
Holbrook.	Wirtz.
Moore of Cooke.	Woodward.

Nays—11.

Bowers.	Parr.
Davis.	Real.
Miller.	Russek.
Moore of Hunt.	Witt.
Murphy.	Wood.
Parnell.	

Present—Not Voting.

Price.

Absent.

Fairchild. Stuart.

Absent—Excused.

Lewis.

S. J. R. No. 14 Re-Committed.

Senator Murphy moved to recommit S. J. R. No. 14 to Committee on Constitutional Amendments.

The motion was adopted.

Bills and Resolutions.

By Senator Wirtz, et al.:

S. B. No. 349, A bill to be entitled "An Act relating to the appropriation and use of water and providing that such water may, in addition to other

uses, be appropriated and used for purposes of public parks, game preserves, recreation and pleasure resorts, power and water supply for industrial purposes and domestic use; amending Section 16, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing for the filing of presentations relating to investigation of the use of water and the terms and conditions thereof, that priority of right dates from the filing of same, that such rights shall extend for a period of six months and may be extended by order of the Board of Water Engineers not to exceed a total period of three years and the requisites, conditions and operations of same; providing that the fees paid upon the filing of a presentation may be held for the term thereof or during the period of any extension thereof and be handled according to law, and that all rights under a presentation shall cease at the end of the term thereof unless a permit is issued in pursuance thereof; amending Section 41, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing the fees to be paid to the State Board of Water Engineers for the use of and benefit of the State in matters pertaining to the conduct of said office, the granting permits, extensions of time, and detailed operation of such office, and the maximum fee to be paid for the appropriation and use of water in accordance with the law; providing that any one may construct on his own property a dam or reservoir to contain not to exceed fifty acre-feet of water without securing a permit therefor; providing that any one who shall fail to file annual reports provided by Section 100, Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, shall be liable to a penalty therefor not to exceed a maximum of \$150.00; repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Witt:

S. B. No. 350, A bill to be entitled "An Act granting power to the Railroad Commission of Texas to supervise and control the taking of natural gas from all gas wells in Texas; providing for rules and regulations for the exercise of said power; providing for the enforcement of the provisions here and any rule or reg-

ulation of said Railroad Commission made hereunder, and making this law cumulative of all laws regarding the supervision and control of natural gas in the State of Texas."

Read first time and referred to Committee on State Affairs.

By Senator Fairchild:

S. B. No. 351, A bill to be entitled "An Act setting aside all lands owned by the State of Texas and the Prison Commission of Texas, located in Cherokee County, for the reforestation purposes to be used for such purposes by the Agricultural and Mechanical College, and declaring an emergency."

Read first time and referred to Committee on Penitentiaries.

By Senator Parnell:

S. B. No. 352, A bill to be entitled "An Act for the protection of fish in, and for the regulation of the catching and taking fish in, and for the prohibiting of the sale, barter and purchase of fish taken in the waters which are located in the valley of the Big Wichita River from where the lower or diversion dam on the Big Wichita River is located, which was built by the Wichita County Water Improvement District No. 1, in the northeast corner of Archer County, Texas, and from said dam and above the same up the valley of the said Big Wichita River to the storage dam on the said river built by said Wichita County Water Improvement District No. 1 in Taylor County, Texas, and up the valley of said river from said storage dam as far as the waters by said storage dam are impounded in said river in Baylor County, Texas, or in any waters which are impounded in Archer County, Texas, and in Taylor County, Texas, by said diversion dam, or in any water which is impounded in Baylor County, Texas, by said storage dam, or in any water in Lake Wichita in Wichita County, Texas, and in Archer County, Texas, or in any water impounded by the dam across Holliday Creek forming said Lake Wichita in Wichita County, Texas, or in any water in the Big Wichita River in Baylor County, Texas, connecting the big reservoir, or Lake Kemp, created by said storage dam, with the diversion reservoir, or Diversion Lake, formed in Baylor and Archer Counties, Texas, by said diversion dam, or in any waters of the irrigation canals connected with said Lake Kemo or said

diversion dam, or in any water in laterals leading off from said canals in Baylor County, Texas, Archer County, Texas, Wichita County, Texas, or Wilbarger County, Texas, or in any water in Wichita County, Texas, or in Archer County, Texas, in the lateral, canal or drainage ditch leading from what is known as the South Canal out of said diversion lake from a point in said South Side Canal in Section 116, of Denton County School Lands, League No. 4, Wichita County, Texas, to Holliday Creek and thence down Holliday Creek to Lake Wichita in Wichita and Archer Counties, Texas; and fixing penalties for the violation of this Act; and providing that the Game, Fish and Oyster Commissioner shall appoint not less than three deputies to be stationed on the waters described in this Act to enforce the provisions of this Act; and making it the duty of the district judges in the judicial districts in which the counties of Archer, Baylor, Wilbarger and Wichita are situated, to give a special charge upon this law to the grand juries of those counties; and providing that this Act shall be cumulative of the General Laws of the State of Texas; and providing that the holding unconstitutional or invalid of any provision of this Act by any court shall in no way affect the constitutionality and validity of the remainder of the Act, and declaring an emergency, and suspending the constitutional rule requiring a bill to be read on three several days in each house."

Read first time and referred to Committee on State Affairs.

By Senator Murphy:

S. B. No. 353, A bill to be entitled "An Act to propagate and protect wild fox and wild racoon; to prevent shooting and trapping wild fox and wild racoon within the limits of Harris County, State of Texas, for a period of five years from and after the passage of this Act; and providing a penalty therefor, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Pollard:

S. B. No. 354, A bill to be entitled "An Act providing that the Attorney General shall bring suit for the recovery of public land held adversely to the State and purchasers under the State; fixing the venue; providing

claimants may in certain cases file affidavit and bond for the recovery of said lands and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Offices.

By Senator Berkeley:

S. B. No. 355, A bill to be entitled

"An Act to authorize water improvement districts or conservation and reclamation districts which are or may be operating under contract with the United States Government or any department thereof, to acquire, construct, operate, lease or otherwise control, use or employ steam and water power facilities and plants for the generation, distribution and supply of electrical energy; giving them authority to incur indebtedness for the accomplishment of such purposes, subject to the regulations, terms, conditions and provisions of Chapter 87, General Laws Thirty-fifth Legislature, Regular Session, relating to issuance and sale of bonds, and of the Acts amendatory thereof and supplementary thereto; authorizing such districts to contract with districts organized under the laws of other states; authorizing the joint acquisition operation and control of such plants and facilities by such districts; authorizing contracts between said districts to accomplish the purposes authorized by this Act; requiring ratification of such contracts by the legally qualified voters of such district, and prescribing the method of entering into such contracts; authorizing such districts to sell or lease power to municipal and other corporations, firms or individuals; authorizing the establishment of a joint office for two or more such districts and the employment of a general manager, and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Parnell:

S. B. No. 356, A bill to be entitled

"An Act providing that the heirs of a person whose whereabouts are unknown may file affidavit showing the existence of property; providing for service of citation and for the appointment of an administrator of the estate; providing the administrator shall take oath and make bond; providing for methods of handling the estate and the disbursement

of funds; providing for termination of administration and the payment of cost, etc.; providing for a final accounting of the administrator and his discharge; providing for the repealing of all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Wood:

S. B. No. 357, A bill to be entitled

"An Act to prohibit any person who may either directly or indirectly cause the death of another by unlawful means from inheriting any property, either real, personal or mixed, from such deceased person under the laws of descent and distribution, nor under a will of such deceased person unless such will be executed after such unlawful means was used, with knowledge upon the part of such deceased person as to whom inflicted such unlawful injury."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Wood:

S. B. No. 358, A bill to be entitled

"An Act creating a State Bureau of Criminal Identification and Investigation; providing for its organization, defining its powers and duties and making an appropriation to carry out its provision hereof."

Read first time and referred to Committee on State Affairs.

By Senator Witt:

S. B. No. 359, A bill to be entitled

"An Act amending Articles 3 and 7 of Chapter 155, General Laws, Acts of the Regular Session of the Thirty-sixth Legislature so as to give the Railroad Commission of Texas authority to make and enforce rules and regulations for the conservation of oil and gas resources of the State of Texas, and to regulate the drilling, location and spacing of oil and gas wells, providing methods and jurisdiction for the enforcement thereof, prescribing penalties, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Wirtz et al.:

S. J. R. No. 17, A joint resolution

"Proposing to amend Section 3, Article 7 of the Constitution of the State of Texas, to eliminate the provision that the State Board of Education shall set aside a sufficient amount out of the State taxes to pro-

vide free text books for the use of the children attending the public schools; and providing that the commissioners' courts of the several counties may provide free text books for needy children attending the public schools."

Read first time and referred to Committee on Constitutional Amendments.

Simple Resolution No. 44.

Whereas, It has been a time honored custom of the people of Texas to reverence the memory, honor the name and keep forever before its people, as an inspiration to their youth the heroic deeds performed by its distinguished citizens and soldiers in the preservation and defense of their State and Nation, and

Whereas, Major General Beaumont B. Buck, a citizen of Texas and graduate of West Point was awarded the Distinguished Service Cross by the United States Government, designated a Chavelier of the Legion of Honor, awarded the Croix de Guerre with Palm, and made a Commander of the Legion of Honor by the French government for his heroic service on the battle field during the World War, and

Whereas, General Buck served on the Mexican border, his first assignment being Laredo; was a Major of the Second Texas Volunteer Infantry during the Spanish-American War, distinguished himself in the Philippines and was sent on a confidential mission to China, was present when the first raid against our troops was executed in which the first American blood was shed by our army in France, commanded the Second Brigade of the First Division, which Brigade executed the first all American offensive of the World War, commanded the Third Division in the Meuse Argonne Drive where he was seriously gassed while personally organizing and urging forward his advanced units, and

Whereas, As Chief of Staff of the Ninetieth Division, Texas own Reserve Division, officered throughout by reserve officers, citizens of Texas, and in time of emergency whose ranks will be filled with Texas men, General Buck through his untiring effort and courageous personality brought the division from the last to the first Reserve Division in all the United States in completeness of organization, and

Whereas, at the last State convention of the Reserve Officers Association of Texas representing some five thousand Reserve Officers of the State, a resolution was adopted endorsing the placing of General Buck's portrait in the Senate chamber.

Now therefore, be it Resolved, That a suitable portrait of General Beaumont B. Buck, citizen of Texas, hero of many battle fields and organizer of the Ninetieth Division be hung in the Texas Senate chamber and that a suitable legend be placed beneath it. Said portrait and legend to be presented by the Reserve Officers Association of Texas.

Wirtz, Pollard, Russek, Bailey, Real, Parr Bowers, Price Bledsoe, Parnell, Woodward, Reid, Moore of Hunt, Miller, Witt, Davis, Berkeley.

The resolution was read and adopted.

Morning call concluded.

Senate Bill No. 232.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 232, A bill to be entitled "An Act authorizing the Texas Library and Historical Commission to place certain historical relics in the custody of the Daughters of the Republic of Texas and the United Daughters of the Confederacy, Texas Division, providing for their safe keeping, safe guarding the title of the State thereto, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 232 put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore of Hunt.
Berkeley.	Moore of Cooke.
Bledsoe.	Murphy.
Bowers.	Parnell.
Davis.	Parr.
Fairchild.	Price.
Floyd.	Price.
Hardin of Erath.	Real.
Hardin of Kaufman.	Reid.
Holbrook.	Russek.
Miller.	Smith.

Strong.	Witt.
Triplett.	Wood.
Wirtz.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis.	Stuart.
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S. B. No. 232 was laid before the Sena'e, read third time and passed finally, by the following vote:

Yeas—27.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Triplett.
Holbrook.	Wirtz.
Miller.	Witt.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.
Murphy.	

Absent.

Price.	Ward.
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Absent—Excused.

Lewis.	Stuart.
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Senate Bill No. 92.

The Chair laid before the Senate, on third reading,

S. B. No. 92, A bill to be entitled "An Act amending Article 3871 of the Revised Civil Statutes of 1911 as amended so as to increase the compensation of county tax assessors; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and passed finally.

Senate Bill No. 141.

The Chair laid before the Senate, on third reading,

S. B. No. 141, a bill to be entitled "An Act to authorized J. P. Dod to write and sign in duplicate the field notes for each of the subdivision field notes of the excess land recovered by the State of Texas in Dallam and Hartley Counties from Capitol Freehold Land and Investment Company, Limited, et al, in the Fifty-third District Court of Travis County on April

26, 1924, as said surveys were made on the ground by R. S. Dod, deceased, under appointment of the Commissioner of the General Land Office, and adopting same as the legal survey, making an appropriation for compensating said Dod for writing said field notes and duplicates, and providing that when the original and duplicate field notes are filed in the General Land Office and in said counties they shall have the same force and effect as if they had been written and signed by the said original surveyor, R. S. Dod, or a county surveyor, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—27.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Triplett.
Holbrook.	Wirtz.
Miller.	Witt.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.
Murphy.	

Absent.

Price.	Ward.
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Absent—Excused.

Lewis.	Stuart.
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Senate Bill No. 192.

The Chair laid before the Senate, on third reading,

S. B. No. 192, A bill to be entitled "An Act providing for permanent first grade certificates; providing for the employment of teachers who have been engaged six years in teaching a special subject, without requiring that they have certificates; providing for the issuance of emergency certificates; providing for the issuance of permits to teach grades; making this Act cumulative of other laws, and declaring an emergency."

The bill was read third time and passed finally.

House Bill No. 52.

Senator Parr moved to reconsider the vote by which the Senate refused to pass to a third reading, H. B. No. 52.

The motion was adopted.

House Bill No. 239.

The Chair laid before the Senate, on third reading,

S. B. No. 239, A bill to be entitled "An Act creating and incorporating the Eliasville Independent County Line School District lying in the counties of Young and Stephens in the State of Texas; defining the boundaries thereof; providing for a board of trustees thereof; placing said independent district under the control of the General Laws governing independent districts; providing that no outstanding indebtedness of the Eliasville County Line District be invalidated, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis. Stuart.

Senate Bill No. 240.

The Chair laid before the Senate, on third reading,

S. B. No. 240, A bill to be entitled "An Act to amend Chapter 63, Local and Special Laws of the Third Called Session of the Thirty-sixth Legislature, same being an Act creating the Dixon Independent School District in Hunt County, Texas, by redefining its boundaries and by adding thereto Sections 2a, 2b, 2c and 2d authorizing said Dixon Independent School District to issue bonds under the provisions of the General Laws for the purpose of providing funds to be expended in payment of accounts legally contracted in constructing and equipping public free school buildings in said district, or for the purpose of purchasing, constructing, re-

pairing or equipping public free school buildings within the limits of said district, and the purchase of the necessary sites therefor; validating bond issue for said purpose heretofore authorized by a majority of the property taxpaying voters of said district, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Price.
Bowers.	Pollard.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis. Stuart.

Senate Bill No. 242.

The Chair laid before the Senate, on third reading,

S. B. No. 242, A bill to be entitled "An Act creating the Vega Independent School District in Oldham County, Texas; providing for a board of trustees in said independent school district and conferring on said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State upon independent school districts and the board of trustees thereof; to provide for the election of trustees, for the raising of revenues, issuing of bonds, building and maintaining school houses, maintaining public free schools; declaring valid an issue of bonds heretofore made; declaring valid a maintenance tax heretofore voted, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Bowers.
Berkeley.	Davis.
Bledsoe.	Fairchild.

Floyd.	Price.
Hardin of Erath.	Real.
Hardin of Kaufman	Reid.
Holbrook.	Russek.
Miller.	Smith.
Moore of Hunt.	Strong.
Moore of Cooke.	Triplett.
Murphy.	Wirtz.
Parnell.	Witt.
Parr.	Wood.
Price.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis. Stuart.

Senate Bill No. 257.

The Chair laid before the Senate, on third reading.

S. B. No. 257, A bill to be entitled "An Act creating the Roby Independent School District in Fisher County, Texas; setting forth the metes and bounds of such district; providing a board of trustees therefor, and defining their powers; vesting such district with the rights, powers and duties of districts incorporated for free school purposes only under the General Laws of the State of Texas; providing for an election to assume the outstanding bonds of the present Roby Independent School District; providing for the authority to change the boundary lines of such district, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis. Stuart.

Senate Bill No. 243.

The Chair laid before the Senate, on third reading.

S. B. No. 243, A bill to be entitled "An Act creating the Wildorado Independent School District in Oldham County, Texas, providing for a board of trustees in said independent school district and conferring on said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State upon independent school districts and the board of trustees thereof; to provide for the election of trustees, for the raising of revenues, issuing of bonds, building and maintaining schoolhouses, maintaining public free schools, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

The bill was read third time and passed finally by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Ward.

Absent—Excused.

Lewis. Stuart.

Senate Bill No. 244.

The Chair laid before the Senate, on third reading.

S. B. No. 244, A bill to be entitled "An Act conferring upon the Board of Directors of the Agricultural and Mechanical College of Texas the right of eminent domain, and declaring an emergency."

The bill was read third time and passed finally.

Senate Bill No. 248.

The Chair laid before the Senate, on third reading,

S. B. No. 248.

The bill was laid on the table, subject to call.

Senate Bill No. 258.

The Chair laid before the Senate, on third reading,

S. B. No. 258, A bill to be entitled "An Act to create the Anson Independent School District, incorporated under the General Laws; providing a board of trustees therefor, vesting said Anson Independent School District board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas; providing for the validation of all contracts, bonds or other valid indebtedness and tax levies of the present Anson Independent School District, as the subsisting obligations and acts created by this Act; providing for an election to determine as to the assumption of outstanding bonded indebtedness of territory here by incorporated, as herein set out, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Pollard.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent—Excused.

Lewis.	Ward.
Stuart.	

Senate Bill No. 319.

The Chair laid before the Senate, on third reading,

S. B. No. 319, A bill to be entitled "An Act to create the Golden Independent School District in Wood County, Texas; describing said district created by metes and bounds; providing a board of trustees there-

for, vesting said school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas; providing for an election to determine whether or not said district shall assume and pay outstanding bonds of the territory therein embraced and levy a tax therefor; providing for the establishment of high schools in said district; providing for a district superintendent of said district, giving said district the taxing and bonding powers as provided for in the laws of the State relative to independent school districts, and declaring an emergency."

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Price.
Bowers.	Pollard.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent—Excused.

Lewis.	Ward.
Stuart.	

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 376, A bill to be entitled "An Act to amend Chapter 63, Local and Special Laws of the Third Called Session of the Thirty-sixth Legislature, same being an Act creating the Dixon Independent School District in Hunt County, Texas, by defining its boundaries and by adding thereto Sections 2a, 2b, 2c, and 2d; authorizing said Dixon Independent School District to issue bonds under the provisions of the General Law for the purpose of providing funds to be expended in payment of accounts le-

gally contracted in constructing and equipping free school buildings in said district, or for the purpose of purchasing, constructing, repairing or equipping public free school buildings within the limits of said district and the purchase of the necessary sites therefor; validating bond issue for said purposes heretofore authorized by a majority of the property tax paying voters of said district, and declaring an emergency."

H. B. No. 390, A bill to be entitled "An Act to create the Anson Independent School District in Jones County, Texas, including therein the present Anson Independent School District, incorporated under the General Laws; providing a board of trustees therefor; vesting said Anson Independent School District board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas; providing for the validation of all contracts, bonds or other valid indebtedness and tax levies of the present Anson Independent School District, as the subsisting obligations and acts of the Anson Independent School District as created by this Act; providing for an election to determine as to the assumption of outstanding bonded indebtedness of territory hereby incorporated, as herein set out, and declaring an emergency."

H. B. No. 402, A bill to be entitled "An Act to amend Section 1 of Chapter 85, H. B. No. 81, enacted by the Thirty-sixth Legislature at its Third Called Session, creating the Kirbyville Independent School District in Jasper and Newton Counties, Texas, correcting certain errors in the metes and bounds of said district, adding thereto Section 1a, validating bonds of said district, and declaring an emergency."

H. B. No. 105, A bill to be entitled "An Act creating and incorporating the Hancock Independent School District in Dawson County, Texas, out of territory now composing Common School District No. 27 in said county; defining its boundaries; providing for a board of trustees thereof, and defining their powers and authority; authorizing said board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds therefor, and providing that said

Hancock Independent School District shall assume all the obligations and indebtedness of said Common School District No. 27 in Hancock Independent School District; providing for an assessor and collector of taxes therefor, and providing for a board of equalization of said district; providing for the election and terms of office of trustees thereof, and declaring an emergency."

H. B. No. 212, A bill to be entitled "An Act incorporating the Italy Independent School District in Ellis County, Texas, for free school purposes only; defining its boundaries; providing for board of trustees; providing for a treasurer for the funds of said district, and providing for an assessor and collector of taxes of said district; divesting the city of Italy of the control of its public schools and the title to school property and vesting the same in said Italy Independent School District and its board of trustees, and prescribing the rights, privileges and duties of said Italy Independent School District and its board of trustees and officers; authorizing the right of eminent domain to condemn property for school purposes; authorizing the said board to be vested with all authority that is vested in boards of trustees of independent school districts by the General Laws of the State of Texas, and authorizing them to employ an attorney for the protection of property, and declaring an emergency."

With Engrossed Rider.

H. B. No. 293, A bill to be entitled "An Act to create the Dry Lake Independent School District situated in Dickens County, Texas; providing for a board of seven trustees; defining the powers of said board of trustees; validating all outstanding indebtedness and providing that said indebtedness shall be assumed by Dry Lake Independent District; validating and continuing in force taxes heretofore levied; vesting the title of certain school property in the board of trustees of the Dry Lake Independent School District; placing the district in all other matters under the provisions of the General Law, and declaring an emergency."

H. B. No. 308, A bill to be entitled "An Act to establish a system of public roads and bridges for Denton County and to empower the commissioners' court therefor, and a system for the construction of such roads and bridges, the maintenance

and repair thereof, and to condemn private property for such purposes; to constitute each county commissioner ex-officio commissioner of the public roads and bridges of his precinct and to prescribe the powers and duties of the county commissioners pertaining to roads; to regulate the expenditure of monies arising from the levy of taxes for road and bridge purposes; to designate and define certain cardinal roads in the county; to provide for the selection of a county engineer and for the employment of a consulting engineer, and for road construction; to employ special counsel for the county, when road matters are involved, and to empower the commissioners' court to make such contracts with respect to the construction, maintenance or repair of roads and bridges that may be necessary, and to provide for the compensation of the commissioners for the performance of their duties under the terms of this Act, and to prescribe penalties for the violation of this Act, and repealing all laws in conflict with the provisions hereof, and declaring an emergency."

H. B. No. 352, A bill to be entitled "An Act to amend Sections 7 and 8, Chapter 19, of the Local and Special Laws of the Regular Session of the Thirty-sixth Legislature, and adding thereto Sections 8a and 8b, relating to quorum; providing for the appointment of certain officers, board of equalization, and providing for the execution of bond by certain officers of the Garwood Independent School Districts in Colorado County, and declaring an emergency."

H. B. No. 354, A bill to be entitled "An Act to amend Chapter 110, Local and Special Laws of the Thirty-third Legislature, Regular Session, being an Act entitled 'An Act creating the Pearsall Independent School District in Frio County, Texas, including the town of Pearsall, incorporated for school purposes under General Laws of 1891; providing that bonded indebtedness created by said town of Pearsall shall not be a charge upon the new territory added thereto by this Act, and no tax shall be levied on said new territory for payment of said indebtedness; providing for a board of trustees in said independent school district and conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the Gen-

eral Laws of the State upon independent school districts and the board of trustees thereof, and declaring an emergency,' by amending Section 1 of the said Act so that it shall hereafter read as herein set out and adding thereto Section 6a, providing that an election may be held to determine as to the assumption of outstanding indebtedness of territory incorporated into the Pearsall Independent District; validating current contracts for the maintenance of the schools of the districts included in the said Pearsall Independent District, and declaring an emergency."

S. C. R. No. 25, Relating to the invitation of the Thirty-ninth Legislature to the Rio Grande valley.

S. C. R. No. 26, Recalling S. B. No. 113 from the Governor.

S. C. R. No. 27, Relating to the American flag, and requiring that it be unfurled from the Capitol building and the Governor's mansion.

Senate Joint Resolution No. 2.

The Chair laid before the Senate, on third reading,

S. J. R. No. 2, A joint resolution "Proposing an amendment to the Constitution of the State of Texas increasing the compensation of the Governor, Secretary of State, Attorney General, Comptroller of Public Accounts, the Treasurer, and the Commissioner of the General Land Office."

The bill was read third time and passed finally, by the following vote:

Yeas—22.

Berkeley.	Parnell.
Bledsoe.	Parr.
Davis.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Hardin of Kaufman.	Reid.
Holbrook.	Smith.
Miller.	Triplett.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.

Nays—2.

Bailey.	Strong.
	Absent.
Bowers.	Ward.
Hardin of Erath.	Woodward.
Russek.	

Absent—Excused.

Lewis.	Stuart.
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Senate Bill No. 215.

The Chair laid before the Senate, on second reading, as called up from the table by Senator Bledsoe,

S. B. No. 215, A bill to be entitled "An Act to create the Anton Independent school district in Hockley and Lamb Counties, Texas, including therein a part of Common School District No. 2, in Hockley County, Texas, and a part of the Littlefield Independent School District in Lamb County, Texas, and defining its boundaries; providing for the election of a board of trustees therefor, vesting said independent school districts with all of the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas, declaring that all taxes and bonds heretofore authorized by any former district or districts, part or parts of which are included in the Anton Independent School District shall remain in full force and effect, and for the payment of the pro rata part thereof, or the pro rata parts thereof, respecting all laws or parts of laws in conflict herewith insofar as they may relate to it, providing that invalidation by the courts of any section or provision of this Act shall not invalidate any remaining provision thereof, and declaring an emergency."

The committee report providing that the bill be not printed, was adopted.

The bill was read second time, and, Senator Bledsoe offered the following amendment, which was read and adopted:

Amend S. B. No. 215, Page 2, Section 3, by striking out the words "Saturday in March" and insert in lieu thereof "Tuesday in June."

The bill was passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 215 put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Holbrook.
Berkeley.	Miller.
Bledsoe.	Moore of Hunt.
Bowers.	Moore of Cooke.
Davis.	Murphy.
Fairchild.	Parnell.
Floyd.	Parr.
Hardin of Erath.	Pollard.
Hardin of Kaufman	Price.

Real.	Triplett.
Reid.	Wirtz.
Russek.	Witt.
Smith.	Wood.
Strong.	Woodward.

Absent—Excused.

Lewis.	Ward.
Stuart.	

S. B. No. 215 was laid before the Senate, read third time and passed, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent—Excused.

Lewis.	Ward.
Stuart.	

Senate Bill No. 310.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 310, A bill to be entitled "An Act to amend Section 10 of Chapter 68 of the General Laws passed by the Thirty-eighth Legislature at the Regular Session, page 131, so as to abolish the office of district attorney for the counties of Travis and Williamson; to create the office of district attorney of the Fifty-third Judicial District, and providing for the duties of the county attorney of Williamson County, and declaring an emergency."

The bill was read second time and passed to engrossment.

House Bills on First Reading.

The following House Bills were laid before the Senate, read severally first time and referred to appropriate committee:

H. B. No. 376, referred to Committee on Educational Affairs.

H. B. No. 390, referred to Committee on Educational Affairs.

H. B. No. 402, referred to Committee on Educational Affairs.

H. B. No. 105, referred to Committee on Educational Affairs.

H. B. No. 212, referred to Committee on Educational Affairs.

H. B. No. 293, referred to Committee on Educational Affairs.

H. B. No. 308, referred to Committee on State Highways and Motor Traffic.

H. B. No. 352, referred to Committee on Educational Affairs.

H. B. No. 354, referred to Committee on Educational Affairs.

Senate Bill No. 160.

Senator Davis called up from the table, and the Chair laid before the Senate.

S. B. No. 160, A bill to be entitled "An Act to give the Supreme Court of Texas the power to make and establish all rules of civil procedure for the government of said court and the other courts of this State so as to expedite the dispatch of business therein, and to call to its assistance such judges and lawyers of the State as the Supreme Court may select to aid in formulating such rules, and to repeal such statutes of procedure as may be in force when such rules go into effect."

The bill was read second time, and Senator Davis offered the following amendment, which was read and adopted:

Amend S. B. No. 160, page 2, line 16, by adding thereto the following:

"Also Chapter 105 of the General Laws of the Thirty-eighth Legislature which added Chapter 12a to Title 37 of the Revised Statutes of Texas, and which is also Chapter 6 of the Title 42 of the Revised Code of 1925, relating to practice in certain district courts for two or more districts courts whose terms continue longer than three (3) months."

Senate Bill No. 221—Made Special Order.

Senator Wirtz moved S. B. No. 221 be made a special order for Friday morning, February 27, immediately following the conclusion of the morning call.

The motion was adopted.

Recess.

On motion of Senator Price the Senate at 12 recessed until 2 o'clock to-day.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

Senate Bill No. 160.

Action recurred on the pending business,

S. B. No. 160.

Senator Murphy moved that the further consideration be suspended and that the bill be laid on the table, subject to call.

The motion was adopted.

Senate Bill No. 198.

The Chair laid before the Senate, on second reading,

S. B. No. 198.

On motion of Senator Witt the bill was laid on the table, subject to call.

Senate Bill No. 35.

The Chair laid before the Senate, on third reading, as called up from the table by Senator Triplett,

S. B. No. 35, A bill to be entitled "An Act to amend Article 6901a of Chapter 1, Title 1119 of the Revised Statutes of Texas of 1911, as enacted by Chapter 29 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and as amended by Chapter 98 of the General Laws, Regular Session of the Thirty-sixth Legislature, and as amended by Chapter 184 of the General Laws, Regular Session of the Thirty-eighth Legislature, being an Act to change the designated year upon which is based the assessed valuations of taxable properties affected by the Act to be amended, and relating to the compensation of county commissioners; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Senator Triplett offered the following amendments, severally, which were adopted unanimously:

1. Amend Committee report of S. B. No. 35, page 3, line 3, by striking out the figure one, leaving it to read 119.

2. Amend the Caption of S. B. No. 35, page 1, line 1, of the Caption, by striking out the first figure 1, in said bill, leaving the figures to be 119.

The bill was read third time and passed finally.

House Bill No. 59.

The Chair laid before the Senate, on third reading,

H. B. No. 59, A bill to be entitled "An Act amending Section 1 of Chapter 167, Act of March 30, 1917, and being Article 342 of Title 13, Chapter 1 of the Revised Statutes of Texas, relating to the appointment of an assistant district attorney in certain districts, his qualifications, bond and oath of office, powers and duties, and his tenure of office."

The bill was read third time and passed finally, by the following vote:

Yeas—21.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Strong.
Fairchild.	Triplett.
Floyd.	Wirtz.
Hardin of Erath.	Witt.
Hardin of Kaufman.	Wood.
Moore of Cooke.	Woodward.
Murphy.	

Absent—Excused.

Holbrook.	Reid.
Lewis.	Russek.
Miller.	Smith.
Moore of Hunt.	Stuart.
Pollard.	Ward.

Senate Bill No. 238.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 238, A bill to be entitled "An Act to increase the civil jurisdiction of the county courts of Lee County, and declaring an emergency."

The bill was read second time, and

Senator Bowers offered the following amendments, which were read and adopted.

Amend S. B. No. 238, Section 1 as follows:

In line 10 strike out the word "county" and insert after the word "Lee" the words "and Burleson Counties."

Amend the Caption to S. B. No. 238 as follows:

In line 8 after the word "Lee" strike out the word "county" and in lieu thereof insert the following:

"And Burleson Counties."

The bill was passed to engrossment.

On motion of Senator Bowers, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 238 put on its third reading and final passage, by the following vote:

Yeas—23.

Bailey.	Murphy.
Berkeley.	Parnell.
Bledsoe.	Parr.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Strong.
Hardin of Erath.	Triplett.
Hardin of Kaufman.	Witt.
Holbrook.	Wood.
Moore of Hunt.	Woodward.
Moore of Cooke.	

Absent—Excused.

Lewis.	Smith.
Miller.	Stuart.
Pollard.	Ward.
Russek.	Wirtz.

S. B. No. 238 was laid before the Senate, read third time and passed finally.

Senate Bill No. 148.

The Chair laid before the Senate, on second reading,

S. B. No. 148, A bill to be entitled "An Act amending Section 39, under Section 1 of H. B. No. 136, being Chapter 168 of the General Laws passed at the Regular Session of the Thirty-eight Legislature, relative to public roads and highways, so as to except and exempt from the said chapter the said county of Bowie, Texas."

The Committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

Senate Bill No. 145.

The Chair laid before the Senate, on second reading,

S. B. No. 145, A bill to be entitled "An Act authorizing independent school districts meeting certain requirements provided herein to establish and maintain junior colleges offering two years of instruction beyond the high school grades; providing that such junior colleges shall be a part of the general public school

system of this State; defining the scope of the college work as provided for herein; vesting the control and management of such junior colleges in the boards of trustees of the school districts; providing for their maintenance; prescribing the method for the establishment of such college work and the means by which it may be discontinued; validating certain junior colleges established prior to the passage of this Act; providing that independent districts establishing and maintaining collegiate work as prescribed in this Act receive supplemental appropriations from the general funds of the State, prescribing the amount of such supplemental aid; making an appropriation, and declaring an emergency."

The bill was read second time, and Senator Moore of Hunt offered the following amendment:

Amend S. B. No. 145, page 3, by striking out all of Section 6 after the word "State" in line 20.

Senator Davis offered the following substitute for the amendment:

Amend S. B. No. 145, page 3, line 20, by placing a period after the word "State" and strike out the balance of line 20 and all of lines 21 and 22 and all of Section 7 on pages 3 and 4.

After discussion, Senator Price moved that the bill be laid on the table subject to call, which motion was adopted.

Senate Bill No. 249.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 249, A bill to be entitled "An Act to amend Section 186 of Chapter 23, of the Acts of the Thirty-sixth Legislature of the State of Texas, known as the Negotiable Instrument Act, by adding thereto the following: 'And in no event shall the bank be held liable for any loss occasioned by the negligence of the drawer of a check so drawn in a manner to be easily changed and difficult to detect,' and declaring an emergency."

The bill was read second time, and Senator Woodward offered the following amendment:

Amend S. B. No. 249, page 1, line 25, by adding after the word "detect" the following: "Unless it be shown that the bank was guilty of

greater negligence in paying the check than was the maker in drawing the same."

The amendment was read and adopted.

The bill was then ordered engrossed.

Senate Bill No. 236.

The Chair laid before the Senate, on second reading,

S. B. No. 236, A bill to be entitled "An Act making an emergency appropriation for the State penitentiary system; restricting the use of said appropriation and providing that it shall not be used for certain purposes, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Fairchild, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 236 put on its third reading and final passage, by the following vote:

Yeas—22.

Bailey.	Murphy.
Berkeley.	Parnell.
Bowers.	Parr.
Davis.	Price.
Fairchild.	Real.
Floyd.	Reid.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Triplett.
Holbrook.	Witt.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.

Nays—1.

Pollard.

Absent.

Bledsoe.	Smith.
Miller.	Wirtz.
Russek.	

Absent—Excused.

Lewis.	Ward.
Stuart.	

S. B. No. 236 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—21.

Bailey.	Davis.
Berkeley.	Fairchild.
Bowers.	Hardin of Erath.

Hardin of Kaufman. Real.
 Holbrook. Reid.
 Moore of Hunt. Strong.
 Moore of Cooke. Triplett.
 Murphy. Witt.
 Parnell. Wood.
 Parr. Woodward.
 Price.

Nays—1.

Pollard.

Absent.

Bledsoe. Russek.
 Floyd. Smith.
 Miller. Wirtz.

Absent—Excused.

Lewis. Ward.
 Stuart.

Senate Bill No. 184.

The Chair laid before the Senate, on second reading,

S. B. No. 184, A bill to be entitled "An Act to amend Article 4980, Chapter 1, Title 72 of the 1911 Revised Civil Statutes of the State of Texas by providing that all written contracts whatsoever, which may in any way directly or indirectly violate the preceding article by stipulating for a greater rate of interest than 8 per cent per annum shall be void, and providing that all laws or parts of laws in conflict herewith are hereby repealed."

The bill was read second time, and the committee report, with amendments, was read and adopted.

The bill was read second time and passed to engrossment.

Senate Bill No. 203.

The Chair laid before the Senate, on second reading,

S. B. No. 203, A bill to be entitled "An Act to amend Subdivision 3 of Article 7507 of Chapter 11, Title 126, Revised Civil Statutes of 1911, pertaining to the payment of county taxes on lands acquired and owned by the State for the purpose of establishing thereon State farms and employing thereon convict labor on State account so as to provide for the payment of taxes on such lands levied and assessed for the purpose of paying the interest on and creating a sinking fund to redeem at maturity bonds voted and approved by the Attorney General prior to the acquisition of such land by the State, and declaring an emergency."

The bill was read second time, and the committee report, with commit-

tee amends, was read and adopted.

The bill was read second time and failed to pass to engrossment, by the following vote:

Yeas—6.

Holbrook. Reid.
 Parnell. Wood.
 Parr. Woodward.

Nays—17.

Bailey. Moore of Cooke.
 Berkeley. Murphy.
 Bowers. Pollard.
 Davis. Price.
 Fairchild. Real.
 Floyd. Strong.
 Hardin of Kaufman. Triplett.
 Miller. Wirtz.
 Moore of Hunt.

Absent.

Bledsoe. Smith.
 Hardin of Erath. Witt.
 Russek.

Absent—Excused.

Lewis. Ward.
 Stuart.

Senate Bill No. 209.

The Chair laid before the Senate, on second reading,

S. B. No. 209, A bill to be entitled "An Act to amend Sections 1 and 3 of the Act passed by the Thirty-eighth Legislature of Texas, the same being Chapter 74 of the Acts of the Regular Session of the Thirty-eighth Legislature, by taking Fayette County out of the first Supreme Judicial District of Texas and placing it in the Third Supreme Judicial District of Texas, and to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Strong, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 209 put on its third reading and final passage, by the following vote:

Yeas—22.

Berkeley. Moore of Hunt.
 Bowers. Moore of Cooke.
 Davis. Murphy.
 Fairchild. Parnell.
 Floyd. Parr.
 Hardin of Kaufman. Pollard.
 Holbrook. Price.
 Miller. Real.

Reid.	Wirtz.
Strong.	Wood.
Triplett.	Woodward.

Absent.

Bailey.	Russek.
Bledsoe.	Smith.
Hardin of Erath.	Witt.

Absent—Excused.

Lewis.	Ward.
Stuart.	

S. B. No. 209 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—24.

Bailey.	Murphy.
Berkeley.	Parnell.
Bowers.	Parr.
Davis.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Hardin of Erath.	Reid.
Hardin of Kaufman.	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.

Absent.

Bledsoe.	Smith.
Russek.	Witt.

Absent—Excused.

Lewis.	Ward.
Stuart.	

House Bill No. 372.

Senator Hardin of Kaufman called up, from the table, S. B. No. 159 and H. B. No. 372, being of the same subject matter.

The Chair laid before the Senate, on second reading,

H. B. No. 372, A bill to be entitled "An Act relating to conservation and reclamation districts, under and by virtue of the provision of Section 59, of Article 16 of the State Constitution, known as levee improvement districts, having power and authority to reclaim lands from overflow and from rivers, creeks and streams, by system of levees, drainage and other improvements; prescribing how such districts may be created; defining their rights, powers and privileges, and the manner of their exercise; constituting such districts when created governmental agencies and bodies politic and corporate, and fixing their rights and

liabilities as such; providing for the construction, maintenance and protection of works and improvements erected by them; granting to such districts the power of eminent domain; providing for the assessment, levy and collection of taxes; granting to such districts the power to issue bonds and create indebtedness to raise funds for the objects of their creation; relating to the making of contracts for construction of levees and other works of improvement, and providing for the appropriation of funds in payment thereof; requiring the State Reclamation Engineer to inspect such districts and improvements under construction therein; making penal interference without injury to their works or improvements; fixing penalties and punishments to be imposed on persons offending in those regards, as well as for building levees without lawful authority; enacting provisions necessary and incidental to the subject and purpose of this Act; repealing all laws and parts of laws in conflict herewith; providing that this Act shall not repeal any drainage district laws, or irrigation or water improvement district laws, and declaring an emergency."

The bill was read third time, and the Senate rule requiring committee reports to lay over for one day was suspended, and the committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hardin of Kaufman, the constitutional rule requiring bills to be read on three several days was suspended and final passage, by the following vote:

Yeas—24.

Bailey.	Murphy.
Berkeley.	Parnell.
Bowers.	Parr.
Davis.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Hardin of Erath.	Reid.
Hardin of Kaufman.	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.

Absent.

Bledsoe.	Smith.
Russek.	Witt.

Absent—Excused.

Lewis. Ward.
Stuart.

H. B. No. 372 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—24.

Bailey.	Murphy.
Berkeley.	Parnell.
Bowers.	Parr.
Davis.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Hardin of Erath.	Reid.
Hardin of Kaufman.	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.

Absent.

Bledsoe. Smith.
Russek. Witt.

Absent—Excused.

Lewis. Ward.
Stuart.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for a Free Conference Committee on S. B. No. 113. The Speaker appoints the following on the part of the House: Farrar, Barron, Graves, Bonham, Pope.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

Senate Bill No. 214.

The Chair laid before the Senate, on second reading,

S. B. No. 214, A bill to be entitled "An Act making appropriations to pay the salaries of members and employes, and other maintenance expenses of the State Board of Pardon Advisors for the eight-months period beginning January 1, 1925, and ending August 31, 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Davis, the constitutional rule requiring bills to

be read on three several days was suspended and S. B. No. 214 put on its third reading and final passage, by the following vote:

Yeas—24.

Bailey.	Parnell.
Berkeley.	Parr.
Bowers.	Pollard.
Davis.	Price.
Fairchild.	Real.
Hardin of Erath.	Reid.
Hardin of Kaufman.	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Bledsoe. Russek.
Floyd. Smith.

Absent—Excused.

Lewis. Ward.
Stuart.

S. B. No. 214 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—24.

Bailey.	Parnell.
Berkeley.	Parr.
Bowers.	Pollard.
Davis.	Price.
Fairchild.	Real.
Hardin of Erath.	Reid.
Hardin of Kaufman.	Strong.
Holbrook.	Triplett.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Bledsoe. Russek.
Floyd. Smith.

Absent—Excused.

Lewis. Ward.
Stuart.

Senate Joint Resolution No. 7.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. J. R. No. 7, A joint resolution "Proposing an amendment to the Constitution of the State of Texas by amending Section 33 and Section 40 of Article 16 of the Constitution of

Texas so as to permit officers of the National Guard, the National Guard Reserve, and the Officers Reserve Corps of the United States, and enlisted men of the National Guard, the National Guard Reserve, and the Organized Reserves of the United States to hold public office in Texas."

The resolution was read second time and passed to engrossment.

Senate Bill No. 211.

S. B. No. 211 was laid on the table subject to call.

Senate Joint Resolution No. 15.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. J. R. No. 15, A joint resolution "Proposing an amendment to Article 16 of the State Constitution by adding thereto a new section to be known as Section 30b providing that cities of more than one hundred thousand inhabitants may increase the tenure of officers of their city to four years by vote of the inhabitants of such cities, fixing the time for holding the election, and making appropriation therefor."

The resolution was read, and, Senator Moore of Hunt offered the following amendments:

Amend S. J. R. No. 15 as printed in the Journal on page 542, by adding to the first line of Section 30b, the word "all" before the word "incorporated" and by striking out the words "having more than one hundred thousand inhabitants" in lines two and three of Section 30b.

The amendment was read and adopted.

Senator Murphy offered the following amendment, which was read and adopted:

Amend S. J. R. No. 15, by inserting in the blanks for dates "First Tuesday after the first Monday in November, 1925."

The resolution passed to engrossment, by the following vote:

Yeas—23.

Bailey.	Holbrook.
Berkeley.	Miller.
Bledsoe.	Moore of Hunt.
Bowers.	Murphy.
Davis.	Parnell.
Fairchild.	Parr.
Floyd.	Price.
Hardin of Kaufman.	Real.

Reid.	Witt.
Triplett.	Wood.
Wirtz.	Woodward.

Nays—4.

Hardin of Erath.	Pollard.
Moore of Cooke.	Strong.

Absent.

Russek.	Smith.
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Absent—Excused.

Lewis.	Ward.
Stuart.	

Senate Bill No. 224.

The Chair laid before the Senate, on second reading,

S. B. No. 224, A bill to be entitled "An Act to amend Article 3883 of Chapter 40 of the General Laws of the State of Texas passed by the Thirty-sixth Legislature at its Third Called Session, regulating the fees allowed county officers in certain counties in this State, and declaring an emergency."

The bill was read second time and laid on the table, subject to call.

Senate Bill No. 225.

On motion of Senator Witt S. B. No. 225 was laid on the table, subject to call.

Senate Bill No. 234.

The Chair laid before the Senate, on second reading,

S. B. No. 234, A bill to be entitled "An Act to amend Article 6171j of Title 103 of the Revised Civil Statutes of the State of Texas, relating and pertaining to assignments, mortgages and power to attorneys to collect salaries or wages, and requiring such assignments, mortgages or power of attorneys to be signed and duly acknowledged by the employer; repealing all laws and parts of laws in conflict, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 262.

The Chair laid before the Senate, on second reading,

S. B. No. 262, A bill to be entitled "An Act to amend Article 2820, Title 48, Chapter 15, Revised Statutes 1911, providing for official ballots and other supplies to be furnished in school

trustee elections; providing for returns of said elections to be made to the county judge; providing for canvassing said returns and issuing commissions, repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 52.

The Chair laid before the Senate, on second reading,

S. B. No. 52, A bill to be entitled "An Act to amend Article 151, Title 10, of the Revised Statutes of the State of Texas, relating to the writ for the apprehension of persons who are lunatics or none compos mentis and their detention, prohibiting the incarceration of such persons in county jails in counties where city or county hospitals exist; providing that they shall be detained in such county or city hospitals, and declaring an emergency."

The bill was read second time and laid on the table, subject to call.

Senate Bill No. 207.

The Chair laid before the Senate, on second reading,

S. B. No. 207, A bill to be entitled "An Act to authorize the commissioners' court of the various counties of the State of Texas, to employ one or more nurses for the purpose of assisting in the promotion of public health and visiting and inspecting the pupils of the public schools and to appropriate public funds in payment thereof."

The bill was read second time and passed to engrossment.

Senate Bill No. 189.

The Chair laid before the Senate, on second reading,

S. B. No. 189, A bill to be entitled "An Act reorganizing the State of Texas into supreme judicial districts for the purpose of constituting and organizing courts of civil appeals therein; creating the Eleventh Judicial District of Texas, with Eastland as the site of said court; providing for the appointment and qualification of the judges of said Eleventh Supreme Judicial District, and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Eleventh Supreme Judicial District of Texas, and declaring an emergency."

On motion of Senator Parnell the bill was laid on the table subject to call.

Senate Bill No. 126.

Senator Reid moved that S. B. No. 126 be withdrawn from Committee on Finance and referred to Committee on Civil Jurisprudence.

The motion was adopted.

Bills Signed.

The Chair, Lieutenant Governor Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 236.
H. B. No. 218.
H. B. No. 187.
H. B. No. 207.
H. B. No. 255.
H. B. No. 176.
H. B. No. 195.
H. B. No. 262.
H. B. No. 14.
S. B. No. 169.
S. B. No. 65.
S. B. No. 31.
S. B. No. 6.

Adjournment.

On motion of Senator Wood, the Senate at 5:40 o'clock p. m. adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Committee Reports.

(Floor Report.)

Senate Chamber,

Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

We, your Committee on State Affairs, to whom was referred

S. B. No. 352, A. bill to be entitled "An Act for the protection of fish in, and for the regulation of the catching and taking fish in, and for the prohibiting of the sale, barter and purchase of fish taken in the waters which are located in the valley of the Big Wichita River from where the lower or Diversion Dam on the Big Wichita River is located, which was built by the Wichita County Improvement District No. 1, in the northeast corner of Archer County, Texas, and from said Dam and

above the same up the valley of the said Big Wichita River to the storage dam on the said river built by said Wichita County Water Improvement District No. 1 in Baylor County, Texas, and up the valley of said river from said storage dam as far as the waters by said storage dam are impounded in said river in Baylor County, Texas, or in any waters which are impounded in Archer County, Texas, by said storage dam, or in any water in Lake Wichita in Wichita County, Texas, and in Archer County, Texas, or in any water impounded by the dam across Holliday Creek forming said Lake Wichita in Wichita County, Texas, or in any water in the Big Wichita River in Baylor County, Texas, connecting the Big Reservoir, or Lake Kemp, created by said storage dam, with the Diversion Reservoir, or Diversion Lake formed in Baylor and Archer Counties, Texas, by said Diversion Dam, or in any water of the irrigation canals connected with said Lake Kemp or said Diversion Dam, or in any water in laterals leading off from said canals in Baylor County, Texas, Archer County, Texas, Wichita County, Texas, or Wilbarger County, Texas, or in any water in Wichita County, Texas, or in Archer County, Texas, in the lateral, canal or drainage ditch leading from what is known as the South Canal out of said Diversion Lake from a point in said South Side Canal in Section 116, of Denton County School Lands, League No. 4, Wichita County, Texas, to Holliday Creek and thence down Holliday Creek to Lake Wichita in Wichita and Archer Counties, Texas; and fixing penalties for the violation of this Act; and providing that the Game, Fish and Oyster Commissioner shall appoint not less than three deputies to be stationed on the waters described in this Act to enforce the provisions of this Act; and making it the duty of the district judges in the judicial districts in which the counties of Archer, Baylor, Wilbarger and Wichita are situated, to give a special charge upon this law to the grand juries of those counties; and providing that this Act shall be cumulative of the General Laws of the State of Texas; and providing that the holding unconstitutional or valid of any provision of this Act by any court shall in no way affect the constitutionality and validity of the remainder of this Act,

and declaring an emergency, and suspending the constitutional rule requiring a bill to be read on three several days in each House."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

Wirtz, chairman; Holbrook, Triplett, Floyd, Davis, Wood, Woodward, Miller, Parnell, Parr.

Committee Room,

Austin, Texas, Feb. 19, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 336, A bill to be entitled "An Act to amend Acts Regular Session Thirty-sixth Legislature, Chapter 14, page 18, approved February 19, 1919, relating to pool halls by adding thereto Section 3a authorizing posts of war veterans, Young Men's Christian Associations, religious orders, fraternal orders, labor temples and bona fide state chartered clubs to charge reasonable fee for use of their billiard tables to maintain such equipment, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following committee amendments:

Amend S. B. No. 336 by striking out the words "and bona fide state chartered clubs" wherever they appear in the bill, and also by inserting the word "and" immediately following the words "fraternal orders" wherever the same may appear.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 413, A bill to be entitled "An Act to establish and redefine and rename Common Consolidated District No. 1, of Hardeman County, Texas, to validate all elections heretofore held in said district for local taxes for the maintenance of schools in said district; to validate and assume the payment of all bonds outstanding against said district, and providing that all taxes and bonds

heretofore authorized by said Common Consolidated District No. 1 shall remain in full force and effect, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with committee amendment, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 38, A bill to be entitled "An Act making provision for a better system of schools in the various counties of the State; providing for rural high school districts to be composed of elementary school districts; providing for boards of trustees of such districts and conferring upon such boards authority to manage and control the schools thereof as prescribed herein; providing the method of forming such rural high school districts and providing the manner in which school districts may be included in such rural high school districts and defining elementary school districts as referred to herein; providing for the annexation of certain common school districts to other common and independent districts; conferring upon school districts organized or enlarged under the provisions of this Act the authority conferred on such districts by General Law, except as otherwise herein prescribed, relative to the maintenance and support of the schools thereof, in order to carry out the purposes of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 324, A bill to be entitled "An Act amending Chapter 16 of the Local and Special Laws of the Thirty-sixth Legislature, being an

Act passed at the Regular Session thereof and approved on the 19th day of February, 1919, and incorporating the Saratoga Independent School District and defining its boundaries; divesting the county of Hardin of the control of schools in Common School District No. 17 and fixing the same in the Saratoga Independent School District, and divesting Hardin County of the title of all school property in Common School District No. 17 in Hardin County, Texas, and fixing the same in the board of trustees of Saratoga Independent School District, and providing for the assumption by the said Saratoga Independent School District of all debts, bonds and other obligations of Common School District No. 17 of Hardin County, Texas, and other common school districts whose boundaries are affected by this Act, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 344, A bill to be entitled "An Act creating the Franklin Independent School District in Robertson County, Texas, validating all levies of taxes and contracts made in behalf of the existing Franklin Independent School District, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 341, A bill to be entitled "An Act amending Chapter 8 of the Local and Special Laws of the Third Called Session of the Thirty-eighth Legislature of the State of Texas, creating the Woodson Independent School District in Throckmorton and Stephens Counties, Texas, so as to reduce the

territory included in and redefine the boundaries of said Woodson Independent School District, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed..

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 339, A bill to be entitled "An Act to amend Section 1, Chapter 9, Special Laws of the Thirty-eighth Legislature, Regular Session, being entitled, 'An Act creating the Rock springs Independent School District in Edwards County, Texas, defining its metes and bounds, etc.'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 371, A bill to be entitled "An Act creating and incorporating the Eliasville Independent County Line School District lying in the counties of Young and Stephens in the State of Texas, defining the boundaries thereof, providing for a board of trustees thereof, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 267, A bill to be entitled "An Act creating and incorporating the Draw Independent School District in Lynn County, Texas, out of territory now comprising the Draw Common School District No. 8, in Lynn

County, Texas; defining the boundaries thereof, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 415, A bill to be entitled "An Act creating and incorporating Goodlett Independent School District in Hardeman County, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 301, A bill to be entitled "An Act creating the Goldthwaite Independent School District in Mills County, Texas; defining its boundaries, including the present Goldthwaite Independent School District; providing for a board of trustees in said district, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 19, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred

H. B. No. 295, A bill to be entitled "An Act regulating the practice of optometry by adding new sections to be numbered 13a, 13b, 13c, 13d, 13e, 13f, 13g, 13h and 13i to Chapter 51, Acts of the Thirty-seventh Legislature, First Called Session,

and amending Section 16, Chapter 51, Acts of the Thirty-seventh Legislature, First Called Session; Section 13a, providing for an annual renewal fee and the price charged therefor, and declaring a license void for non-payment thereof; Section 13b, prescribing duties of board as to issuance of annual renewal certificates; Section 13c, defining and construing the words 'ascertaining and measuring the powers of vision of the human eye,' as used in Section 1, Chapter 51, Acts of the Thirty-seventh Legislature, First Called Session; Section 13d, defining and construing the words 'and fitting lenses or prisms,' as used in Section 1, Chapter 51, Acts of the Thirty-seventh Legislature, First Called Session; Section 13e, defining and construing the words 'persons who sell spectacles and eye-glasses as merchandise,' as used in this Act; Section 13f, providing that signing, or causing a prescription to be signed, for an ophthalmic lens without personal examination of eyes prescribed for, or practicing optometry under this Act when knowingly suffering from a contagious or infectious disease to be against interests of public health, welfare, safety and comfort, and a violation of this Act; Section 13g, permitting optical mechanics to do mechanical work of manufacturing ophthalmic lenses; providing for sale of ophthalmic lenses; providing for sale of ready-to-wear, spectacles or eye-glasses at wholesale as merchandise to merchants for resale, as provided; Section 13h, providing that it shall be unlawful for any person in the State to give spectacles and eye-glasses as a prize or premium or inducement to promote sale of certain things named; Section 13i, repealing laws in conflict; Section 16, providing that nothing in this Act shall be construed to apply to persons who sell spectacles and eye-glasses as merchandise, officers or agents of the United States or the State of Texas in the discharge of their official duties, or to prevent duly licensed physicians and surgeons from treating the human eye or prescribing or fitting lenses or glasses for the aid thereof."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BERKELEY, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on State Affairs, to whom was referred

S. B. No. 286, A bill to be entitled "An Act to require railroad companies that heretofore have constructed, or that hereafter may construct railroads through or into any town or city in this State to construct and form a physical track connection with any other railroad that heretofore has been, or that hereafter may be constructed through or into such town or city, when ordered to do so by the Railroad Commission of the State of Texas; authorizing the Railroad Commission to order such connection and to determine the manner of such connection and the proportion of the cost thereof to be paid by each railroad company; prescribing a penalty for violation of such orders made by the Railroad Commission, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on State Affairs, to whom was referred

S. B. No. 286, A bill to be entitled "An Act to require railroad companies that heretofore have constructed, or that hereafter may construct railroads through or into any town or city in this State to construct and form a physical track connection with any other railroad that heretofore has been, or that hereafter may be constructed through or into such town or city, when ordered to do so by the Railroad Commission of the State of Texas; authorizing the Railroad Commission to order such connection and to determine the manner of such connection and the proportion of the cost thereof to be paid by each railroad company; prescribing a penalty for violation of such

orders made by the Railroad Commission, and declaring an emergency."

Beg leave to differ from the majority of said committee and recommend to the Senate that the same do pass.

WOOD,
PARR.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred,

S. B. No. 333, A bill to be entitled "An Act amending Chapter 11 of the General Laws of the Regular Session of the Thirty-fourth Legislature relating to county auditors so as to make the provisions of said chapter apply in all counties of 34,000 population or more, according to the last United States census, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 318, A bill to be entitled "An Act to amend Article 3873, Chapter 3, Title 58 of the Revised Statutes of Texas of 1911, relating to the compensation of the county treasurers of the several counties of the State; fixing the rate of commission to be allowed said treasurers, and the maximum annual compensation for their services; repealing Articles 3874 and 3875, Chapter 3, Title 58 of the Revised Statutes of Texas, 1911, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 394, A bill to be entitled

"An Act to amend Article 1399 of the Revised Civil Statutes of Texas by providing that the assessor of taxes in counties having within their boundaries a city or cities, other than the county seat, having a population of 20,000 or more may maintain a branch office in said city or cities, with one or more deputies and providing for the payment of expenses for maintaining said offices."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendment:

Amend H. B. No. 394 by adding after the word "taxes," line 11 of Section 1 of the bill, the following: "when authorized by order of the commissioners' court."

WIRTZ, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 334, A bill to be entitled "An Act amending Article 5988, Title 96, Revised Civil Statutes of Texas, 1911, as amended by Chapter 31, General Laws of the Thirty-eighth Legislature, Second Called Session, 1923, relating to the bond of county treasurer as treasurer of the navigation District so that said Article shall provide for the bond to cover all funds in the hands of the treasurer for the conditions and approval of said bond and so as to provide for a district depository; providing that all laws, or parts of laws, in conflict herewith, are repealed, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 329, A bill to be entitled "An Act to exempt nominations by political parties of candidates for judicial offices above the grade of county judge from the requirements and operation of the primary election laws."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 342, A bill to be entitled "An Act amending Section 1 of Chapter 62 of the General Laws passed at the Regular Session of the Thirty second Legislature, so as to change the amount of money that commissioners' courts may appropriate for farmers co-operative demonstration work from \$1000.00 per year to \$1500.00 per year and providing that commissioners' courts may co-operate in such work with the United States Department of Agriculture and the Agricultural and Mechanical College of Texas, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, Feb. 20, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 171, A bill to be entitled "An Act requiring every agent or inspector of any railroad or other public carrier on demand of shipper or consignor examining any shipment of fruit, vegetable, grain, livestock, or other farm product, prior to shipment, to ascertain the condition thereof, to forthwith deliver to the shipper or consignor true copies of any and all reports or certificates by him made concerning the condition thereof; making the failure to observe such a requirement or the wilfull making or publication of a false report as to the condition thereof, a misdemeanor, and providing a penalty therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,

Austin, Texas, Feb. 19, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

H. B. No. 372, A bill to be entitled "An Act relating to conservation and reclamation districts under and by virtue of the provisions of Section 56, of Article 16, of the State Constitution, known as levee improvement districts, having power and authority to reclaim lands from overflow from rivers, creeks and streams, by system of levees, drainage and other improvements; prescribing how such districts may be created; defining their rights and privileges, and the manner of their exercise; constituting such districts when created governmental agencies and bodies politic and corporate, and fixing their rights and liabilities as such; providing for the construction, maintenance and protection of works and improvements erected by them; granting to such districts the power of eminent domain; providing for the assessment, levy and collection of taxes; granting to such districts the power to issue bonds and create indebtedness to raise funds for the objects of their creation; relating to the making of contracts for construction of levees and other works of improvement and providing for the appropriation of funds in payment thereof; requiring the State Reclamation Engineers to inspect such districts and improvements under construction therein; making penal interference with or injury to their works or improvements; fixing penalties and punishments to be imposed on persons offending in those regards, as well as for building levees without lawful authority; enacting provisions necessary and incidental to the subject and purpose of this Act; repealing all laws and parts of laws in conflict herewith; providing that this Act shall not repeal any drainage district laws or irrigation or water improvement district laws, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and this bill being the same as Senate Bill No. —, that it be not printed.

BLEDSON, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 184 carefully examined and compared, and find same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 236 carefully examined and compared, and find same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 238 carefully examined and compared, and find same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 215 carefully examined and compared, and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 310 carefully examined and compared, and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 148 carefully examined and compared, and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on En-

grossed Bills, have had S. B. No. 232 carefully examined and compared, and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 5 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 6 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 31 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, Feb. 20, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 169 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

THIRTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Saturday, Feb. 21, 1925.
The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Miller.